

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

FEB 6 1970

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... FEB 10 1970

The applicant SILVER KING MINES, INCORPORATED  
of 385 Murry Street, County of Ely,  
State of Nevada 89301, hereby make application for permission to appropriate the public  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.)  
Incorporated in the State of Nevada on May 7, 1962

1. The source of the proposed appropriation is Coke Oven Spring  
Name of stream, lake or other source.

2. The amount of water applied for is 1.0 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for Mining, Milling and Domestic Uses  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 11. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream M.D.B.&M., or at a point from which the NE Cor.  
of Sec. 24, T. 6 N., R. 49 $\frac{1}{2}$  E., M.D.B.&M., bears N. 33° 42' W., 907.7 feet.

5. The water is to be diverted from its source at the following point: in the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 23,

T. 6 N., R. 49 $\frac{1}{2}$  E., M.D.B.&M., or at a point from which the NE Cor.

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

of Sec. 24 T. 6 N., R. 49 $\frac{1}{2}$  E., M.D.B.&M., bears N. 87° 21' 06" E.,  
it should be stated. 9,861.53 feet.

6. Place of use is to be in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , N $\frac{1}{2}$  NE $\frac{1}{4}$  Sec. 24 T. 6 N., R. 49 $\frac{1}{2}$  E.,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

M.D.B.&M., all within the Tybo Townsite.

7. Use will begin about January 1st and end about December 31st, of each year.  
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans

and specifications of your diversion or storage works.) the water will be diverted by means

of a 2 inch I.D. Plastic Pipeline buried 1.0 feet underground.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$1,000.00  
10. Estimated time required to construct works.....3 years  
11. Remarks. This water from Coke Oven Spring, will be connected in the  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 14 T. 6 N., R. 49 $\frac{1}{2}$  E., M.D.B.&M., by a pipeline  
from Townsite Spring and then connected in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 23  
T. 6 N., R. 49 $\frac{1}{2}$  E., M.D.B.&M., by a pipeline from Cottonwood Spring.  
These pipelines will follow the natural drainage to the above  
described place of use within the Tybo Townsite.

Applicant.....Silver King Mines, Inc.....

By S/ Roger C. Banghart  
P. O. Box 538  
Ely, Nevada 89301

Compared.....jh/jls.....jw/sb  
Pro. 5/21/70 by Silver Mining Smelting &  
Refining Corp. of Nevada; also V. J. Barndt, Tybo Mine  
APPROVAL OF STATE ENGINEER  
Pro. overruled 8-11-1970 Ruling 1752

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the  
following limitations and conditions: This permit is issued subject to all existing  
rights on the source. It is understood that the 1.0 c.f.s., herein  
granted is only a temporary allowance and that the final water right  
obtained under this permit will be dependent upon the amount of water  
actually placed to a beneficial use. A suitable measuring device  
must be installed and accurate measurements of the water placed to a  
beneficial use must be included in the proof of such use when filed.

The State retains the right to regulate the use of the water herein  
granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and  
not to exceed.....1.0.....cubic feet per second.....

Actual construction work shall begin on or before.....March 25, 1971

Proof of commencement of work shall be filed before.....April 25, 1971

Work must be prosecuted with reasonable diligence and be completed on or before.....March 25, 1972

Proof of completion of work shall be filed before.....April 25, 1972

Application of water to beneficial use shall be made on or before.....March 25, 1975

Proof of the application of water to beneficial use shall be filed on or before.....April 25, 1975

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....May 6, 1971  
Completion of work filed.....MAY 23 1972  
Proof of beneficial use filed.....APR 23 1975  
Cultural map filed.....  
Certificate No. 8624 Issued 11-4-75  
Recorded.....Bk.....Page.....  
.....County Recorder

IN TESTIMONY WHEREOF, I Roland D. Westergard,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 25th day of September

A.D. 1970

*Roland D. Westergard*  
State Engineer